I hereby certify that this corresp eing deposited with the U.S. Postal 711318553US, in an envelope addressed Patents, P.O. Box 1450, Alexandria, VA Service as Express Mail, Airbill to: MS Amendment, Commiss 22313-1450, on the date shown be

Dated: October 18, 2005

Signature: Jusan M Oillon (Susan Dillon)

Docket No.: 64348(41925) (PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Christian Hubschwerlen et al.

Application No.: Not Yet Assigned

Confirmation No.: N/A

Filed: Concurrently Herewith

Art Unit: N/A

For: NOVEL COMPOUNDS HAVING AN ANTI-

Examiner: Not Yet Assigned

BACTERIAL ACTIVITY

PETITION

MS PCT Attention: PCT Legal Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

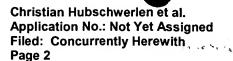
The above-referenced International Application was not timely filed under 35 U.S.C. §371 by the national entry due date of October 8, 2005.

The abandonment of the above-referenced application was unintentional. The entire delay in filing the application from the filing due date of October 8, 2005 until the present filing of this petition and the accompanying national entry was unintentional.

Accordingly, Applicant hereby petitions the U.S. Patent Office to grant national entry of the subject application in the U.S. We enclose a Petition for Revival of an International Application for Patent Designating the U.S. Abandoned Unintentionally Under 37 CFR §1.137(b), a check in the amount of \$1,265.00 (petition fee for small entity and filing fee for small entity) and the requisite documents for filing the abovereferenced International Application in the U.S. Should any other fees be due or

> The PTO did not receive the following listed item(s)_/

BOS2_512982.1



credit owed in connection with this matter, you are authorized to charge Deposit Account No. 04-1105.

Dated: October 18, 2005

Respectfully submitted,

Peter F. Corless

Registration No.: 33,860 EDWARDS & ANGELL, LLP

P.O. Box 55874

Boston, Massachusetts 02205

(617) 439-4444

Attorneys/Agents For Applicant

PTO/SB/64/PCT (12-04)
Approved for use through 03/31/2007 OMB 0651-0021
U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PETITION FOR REVIVAL OF AN INTERNATIONAL APPLICATION FOR PATENT

Docket Number (Optional)

	DESIGNATING THE U.S. ABANDONED UNINTENTIONALLY	'UNDER 37 CFR 1.137(b)	64348(41925)
•	First Named Inventor: Christian Hubschwerlen		
	International (PCT) Application No.: PCT/EP04/003306	U.S. Application No.: Not Y (if known)	et Assigned
the of the	Filed: March 29, 2004	(II KHOWH)	
	Title: NOVEL COMPOUNDS HAVING AN ANTI-BACTER	IAL ACTIVITY	
	MS PCT Attention: PCT Legal Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450		
	The above-identified application became abandoned as to required by 35 U.S.C. 371(c) were not filed prior to the expapplicable. The date of abandonment is the day after the d due. See 37 CFR 1.495(h).	iration of the time set in 37 Cl	FR 1.495(b) or (c) as
	APPLICANT HEREBY PETITIONS FO	R REVIVAL OF THIS APPLIC	CATION
	NOTE: A grantable petition requires the following items: (1) Petition fee (2) Proper reply (3) Terminal disclaimer with disclaimer fee which is required for all international applications having an international filing date before June 8, 1995; and (4) Statement that the entire delay was unintentional.		
4	1. Petition fee	47(-)\	II Ath A-A
	x Small entity – fee \$750.00 (37 CFR 1.27).	17(m)). Applicant claims sma	ll entity status.
	Other than small entity – fee \$	(37 CFR 1.17(m))	
	2. Proper reply		JECK
	A. The proper reply (the missing 35 U.S.C. 371(c) req	uirement(s)) in the form of (identify type of reply):	Mendegal State
	has been filed previously on		Mercles 2005
10/25/2005 11 0000	x is enclosed herewith. RA 00000054 041105 10553731		"alional Staff
05 FC:2453	750.00 DA		International State
	I hereby certify that this correspondence is being deposited with the lin an envelope addressed to: MS PCT, Attention: PCT Legal, Comm on the date shown below.		l, Airbill No. EV711318553US,
	Dated: 18 October 2005 Signature:	m Oullon (Sus	an Dillon)

PTO/SB/64/PCT (12-04)
Approved for use through 03/31/2007 OMB 0651-0021
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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

1 4

3.	Terminal disclaimer with disclaimer fee		
	Since this international application has an international filing date on or after June 8, 1995, no terminal disclaimer is required.		
	A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ for a small entity or \$ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).		
4.	Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.		
	Signature 18 October 2005 Date		
,	Peter F. Corless 33,860 Typed of Printed Name Registration Number, if applicable		
	EDWARDS & ANGELL, LLP P.O. Box 55874 Boston, Massachusetts 02205 (617) 439-4444 Address Telephone Number		
	Enclosures: x Response x Fee Payment Terminal Disclaimer Other (please identify):		